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6
7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 DADRIE A. MATTHIS,

11 Plaintiff,

12 vs.

13 SAFEWAY INC.,

14 Defendant.

15
16 No. 2:22-cv-00065

17 NOTICE OF REMOVAL TO
18 FEDERAL COURT

19 Please take notice that Defendant Safeway Inc. hereby removes to the United
20 States District Court for the Western District of Washington the action described below.

21 On November 10, 2021, Defendant Safeway Inc. was served with a summons
22 (**Attachment 1**) and complaint (**Attachment 2**) in an action entitled *Dadrie A. Matthis v.*
23 *Safeway, Inc.*, King County Superior Court No. 21-2-14213-0 KNT. The first date upon
24 which Safeway Inc. received a copy of this complaint was November 10, 2021.

25 The complaint does not specify the amount of damages being claimed by the
26 Plaintiff. On November 15, 2021, Safeway propounded a request for a statement of
27 damages which asked Plaintiff to disclose the damages Plaintiff is claiming in this matter,
28 as well as interrogatories and requests for production seeking information about the

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30 FEDERAL COURT- 1

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32 Turner Kugler Law, PLLC

33 6523 California Ave SW #454
34 Seattle, WA 98136
35 (206) 659-0679

1 injuries and damages Plaintiff is claiming. On December 27, 2021, Plaintiff's counsel
2 provided information in answer to Safeway's interrogatories which make evident that
3 Plaintiff is claiming damages in excess of \$75,000, including that Plaintiff claims severe
4 and permanent injuries including a head injury with concussion, headaches, blurred vision
5 and slow speech, physical injuries resulting in chronic pain syndrome, bilateral carpal
6 tunnel syndrome, moderate to severe depression, persistence of all of these conditions
7 more than three years after her date of injury, and past medical expenses of at least
8 \$49,342.93. In addition, Plaintiff's complaint alleges permanent disability, income loss,
9 need for future medical treatment/expense and general damages in amounts yet to be
10 identified by Plaintiff.

11 There is complete diversity because the Plaintiff is a citizen of the State of
12 Washington and Defendant Safeway Inc. is a corporation organized under the laws to the
13 State of Delaware with its principle place of business in the State of California.

14 This court has original jurisdiction over this action pursuant to 28 U.S.C. §1332(a)
15 because it is between citizens of different states and the amount in controversy exceeds
16 \$75,000. This claim is removable to federal court by the defendant pursuant to 28 U.S.C.
17 §1441 based on diversity jurisdiction.

INTRADISTRICT ASSIGNMENT

19 The case is currently pending in King County so LCR 3(e) indicates it will be
20 initially assigned to a Seattle Judge.

21 A civil case cover sheet is attached as **Attachment 3**.

22 || Dated: January 24, 2022.

23 | TURNER KUGLER LAW, PLLC

24 By: s/ John T. Kugler
25 John T. Kugler, WSBA # 19960
Attorney for Defendant

**NOTICE OF REMOVAL TO
FEDERAL COURT- 2**



1 CERTIFICATE OF SERVICE

2 I hereby certify that on January 24, 2022, I electronically filed the foregoing with the Clerk of the
3 Court using the CM/ECF system which will send notification of such filing to the following:

4 Raymond A. Connell
5 Connell Law Office, LLC
6 6333 Seward Park Ave. S.
7 Seattle, WA 98118
8 (206) 583-0050
9 Raymond@connelllawoffice.com

10 and I hereby certify that I have mailed by United States Postal Service the document to the following non-
11 CM/ECF participants:

12 none

13 *s/ John T. Kugler*

14 JOHN T. KUGLER, WSB #19960
15 Attorney for Defendant KCHA
16 TURNER KUGLER LAW, PLLC
17 6523 California Ave SW #454
18 Seattle, WA 98136-1833
19 Telephone: (206) 659-0679
20 E-mail: john@turnerkuglerlaw.com

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NOTICE OF REMOVAL TO
FEDERAL COURT- 3

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